

WP(C) 2715/2007

BEFORE

THE HON'BLE MR JUSTICE B.K. SHARMA

Heard Mr. S.C. Biswas, learned counsel for the petitioner as Mr. U.K. Na
ir, learned Standing Counsel, Railways.

Considering the grievance raised in the writ petition and as agreed to b
y the learned counsel for the parties, I dispose of the writ petition at the mot
ion stage itself.

The petitioner is aggrieved by Annexure-III transfer order dated 28.5.20
07 issued by the Commanding Officer No. 1 BN/RPSF/LUMDING by which the petitione
r has been transferred on administrative ground against the existing vacancy. It
is the case of the petitioner that in the recent past he has carried out variou
s transfer orders and he being the native of District-Kokrajhar and being at the
verge of retirement is entitled to remain posted at North Eastern Region.

Without expressing any opinion on the merit of the case and since transf
er is an incident of service and the administration is the best judge to transfe
r and post the officers in which their presence is required, I dispose of the wr
it petition with a direction to the respondents more particularly the Director G
eneral of RPF in the Department to consider and dispose of Annexure-V representa
tion dated 31.5.2007, which the petitioner has preferred making a grievance agai
nst the order of transfer. The representation shall be disposed of as expeditiou
sly as possible preferably within 15 days from today.

Till disposal of the representation within the stipulated period, status
quo as on today shall be maintained.

Writ petition is disposed of.